p 22E

App F IX 4

Previous References

194
(ML)

File No 86-48
Serial Nos 2526

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for Sept 48

SUBJECT

Requests to sanction the framed Bye-laws under section 51(1)(c) of the City Muni Act 1933 by the ML Commissioner Davanagere

L 3285/27-9-48

To Municipal Commissioner Davanagere through the President

Sanctions the

D♥56

Letter no HC 158/47-48 dt 24.6.48

From

The Municipal Commissioner,
Davangere City Municipality,
Davangere

Forwards a Copy of the resolution and bye laws framed for regulating Sanitation and Conservancy under Section 51 (1) (o) of the City Municipalities Act 1933 and requests Sanction to the byelaws referred to

Subj

2) It is reported that no objections were received in response to the notification published in the Gazettee, and requests Sanction to adopt the byelaws in question

3) It is observed the Law secretariat will be consulted in the first instance

4) Pl put up a copy of the Limiten byelaws as in force now

5) A Copy of the byelaws of the Bangalore City Mcty under Section 51 (1) (o) of the Mysore City Mcties Act in force & a copy of the draft byelaws of the

Draft Byelaws 163/RC Davangere City Municipal Corporation
& Cantonment & Conservancy Limits Section 57(1)(g)
of K.M. Act

Davangere City Municipality are further to
Contain many sections which are not MC 156
found in the Bangalore byelaws which
Contain only 4 sections as against 28
prepared by Davangere Municipality

Section
15 of KM Act
b) For favour of opinion of
the legality of the draft byelaws
proposed by the Davangere city
Municipality

Legal Opinion 2077/HP
Advocate 22/7 Sec IV

7) Bye-Laws No 4
The words "of the City Municipal limits" Bye Laws No 7
in this byelaw are unnecessary and may be omitted

It is stated in this byelaw
that the Municipal Commissioner
or any other officer authorised by
him has to give intimation in
the matter of giving connection
to underground drains in
Form A But no such prescribed
form has been annexed to the
draft byelaws This omission
has to be rectified up, before the
byelaws are finally approved

Draft Bye laws re: Sanitation and Conservancy framed by the Davangere City Municipal Council

156 C.

8) Bye laws 17 & 18.

In each of these bye laws penalty of fine has been prescribed for continuing offence. It is not permissible under the Municipal Act to prescribe penalty for such offences. These provisions have to be modified suitably.

9) With these modifications the bye laws may be approved.

JV 7/8/48

10) Modifications necessary have been made ~~incorporated~~ in the appropriate places. As the bye laws do not merely regulate sanitation and conservancy but also relates to matters mentioned in Clause (v) of section 51 (1), a reference may also be made to that clause while making the bye laws.

LAW DEPARTMENT
1175
9 AUG 1948
GOVT OF MYSORE

Mas 8/8/48 Sd/- Secy

JWW 9/8

11) SK 14/8

JWW 14/8

12) Asst Secy Ld Sg

Mysore 16/8/48

13) As proposed vide item 7 above,

Draft- bye laws of the Durban City Hall for
regulating Conservancy + Sanitation

Vol 156

A | The form referred to in bye law 7
has not been attached to these draft
bye laws when the Corporation the other
suggestions of the Local Board have
been carried out in the draft-bye laws
Submitted this notice

JSDV
17-8-48 Pr 17-8-48 14) A ought be called for when
& put off. for 18/8/48

15) Submitted with a draft
for appl
JSDV
23-8-48
Pr 24-8-48

16) Issue today
for
18/8/48
L 1853 dr 25/8/48
To
The Mel Commr
Durban
Municipality
Requests him to forward a ~~copy~~
draft of the form referred to in Bye
law no 7 immediately

Sec A
23/8

Draft bye laws for regulating Conservancy and Sanitation in Davangere city Mlty

DL 156 & 1754

Letter NO. MC 158/47-48 dated the 28th August 1948 from the DL Commr Davangere city Mlty enclosing a draft "form" referred to in bylaw NO 7 of the above bylaws

17) Submitted the draft- bylaws may be submitted to the Hon'ble for City Municipalities & Mysore as they have been scrutinised & Corrected by the Law Secty

Lr 31-8-48 Pr- 31-8-48

18) Pl put up with draft for sanctioning the bylaws in question as revised by the Law Dept

for 31/8/48

REGISTER FOR CITY MUNICIPALITIES AND MUZRAI
A 992
R 8-9-1948

19) draft &c. is herewith/encl- for appl

Lr 1948 Pr- 2-9-48

2672/2/9

Revised / for 2/9/48

The draft bye-laws as Scrutinised may be approved

Minister C M & Hus) 2/9/48 2/9/48 2/9 Secy

1754
mil-

Documentary
Ex
29/9/48

Joined in DO L 3285-/MI 86-48-
46 D 27/9/48

B

DOV
5/10

Ml 156

DAVANGERE CITY MUNICIPALITY

No H C 158/47-48
Encl 7

MUNICIPAL OFFICES
DAVANGERE
Dated 24th June 1948

Rev 86-48-25

From

The Municipal Commissioner,
Davangere City Municipality,
Davangere

To

The Secretary to Government,
Revenue Department,
Bangalore

Sir,

I have the honour to state that the Municipal Council at its ordinary General Meeting held on 20-5-48 have approved the Bye-laws framed for the Regulating sanitation and conservency under section 61 (1) (c) of the City Municipalities Act 1933 as ammended from time to time

Notification No G C 502/47-48 dated 21st May 1948 was published in the Gazette and also in the City calling for objections to the Bye-laws (copy enclosed)

No objections were received in response to the said notification

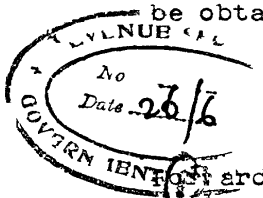
This subject was placed before the Council at their meeting held on 21-6-48 when it was resolved that sanction of Government may be obtained to the Bye-laws since no objection are received

A copy of the resolution and the Bye-laws in duplicate are herein enclosed I request that sanction of Govern ent may kindly be obtained to the Bye-laws framed by the Municipal Council

I have the honour to be,
Sir,
Your most obedient servant,

24/6/48

Municipal Commissioner,
Davangere City Municipality



Forwarded with compliments

K D Jambanna
President,
Davangere City Municipality

Bye-laws for Regulating Sanitation and conservancy framed by the Davangere City Municipal Council under Sec. 61 (v) and (v) of the Mysore City Municipal Act of 1933.

Proceedings of the Ordinary General Meeting of the City Municipal Council Davangere held on 19-5-48 at 5 p m in the Council Hall of the City Municipal Office

---

President

Sri K T Jambanna

x x x x

	Subject	Resolution
76	Approving of byelaws for regulating Sanitation and conservancy framed under Section 61 (1) (v) of the City Municipalities Act	May be approved

---

(Sd) K T Jambanna

President

" Copy "

24/6/48 Municipal Commissioner,
Davangere City Municipality

Bye-laws for Regulating Sanitation and conservancy framed by the Davangere City Municipal Council under Sub (1)(o) and (v) of the Mysore City Municipal Act of 1933.

Proceedings of the Special Emergent Meeting of the Davangere City Municipal Council held on 21-6-48 in the City Municipal Office Davangere at 5 p m

---

President

Sri K T Jambanna

x x x

Subject	Resolution
5 To obtain sanction of Govt to the Bye-laws for Regulating Sanitation and Conservancy framed under Section 51 (1) (o) of the City Municipalities Act	May be sent to Government for sanction

---

(Sd) K T Jambanna

President

" Copy "

21/6/48 Municipal Commissioner,
Davangere City Municipality

Bye-laws for Regulating Sanitation and conservancy framed by the Davangere City Municipal Council under Sec. 61 (1)(o) and (v) of the Mysore City Municipal Act of 1933.

No G C 502/47-48

Office of the Municipal Commissioner,
Davangere City Municipality,
Davangere, dated 21st May 1948

Notification

It is hereby notified for the information of the public that the City Municipal Council Davangere at their ordinary General Meeting held on 20-5-48 have approved the byelaws framed for Regulating sanitation and conservency, under section 61 (1) (O) of the City Municipalities Act 1933 as ammended from time to time

Objections if any to the said byelaws may be preferred in writing to the Municipal Commissioner, Davangere City Municipality within a month from the date of publication of this notification and objections received after one month will not be considered

A draft copy of the byelaws is kept in the Municipal Office for inspection by the Public on all working days during office hours

(Sd) K Rangappa

Municipal Commissioner,
Davangere City Municipality

"Copy "

24/6/48 Rangappa
Municipal Commissioner,
Davangere City Mlty

Bye-laws for Regulating Sanitation and conservancy framed by the Davangere City Municipal Council under Sec. 61 (1)(o) and (v) of the Mysore City Municipal Act of 1933.

1. No person shall construct any New pit Privy or bring into use any old disused pit privy.

2. Every occupier or owner of premises in which there is a pit privy shall within one month of the Date on which these bye-laws come into force appear before the Municipal Commissioner and give him information ~~that of~~ in writing or send him written information of particulars relating to such premises

3 The Municipal Commissioner, shall on receipt of information inspect all pit privies and forthwith issue notices for the closure of every pit privy and for substituting therefor a daily conservable latrine of a Type approved by the Municipal Council.

4. Every owner or occupier of a House in Existance in the city or every house to be built hereafter for human habitation or partly for the human habitation and partly for other purpose shall provide a privy or privies in accordance with these bye-laws ~~of the City Municipalities Act~~ and other laws in force and as per directions of the Executive of the Municipality.

5. The number of privies already provided in any premises shall be proportionate to the number of tenants or occupants in that premises and sufficient number of latrines as may be determined by the Municipal Commissioner, shall be provided by every owner or occupier of the House

6. The owner or occupier of every house or tenant shall connect the drainage of any latrine of that house to the adjoining municipal drain or sewer in the conservancy lane or carried to a cess pool to be provided by the House owner or occupier in his own premises.

p.t o.

7. In the area of the City where the underground drainage sys-tem is constructed and kept open for service, the owner or occupier of any house shall give the connection to such underground drains from ~~their~~ his respective latrine, within 15 days, ~~on receipt of~~ ~~as soon as~~ intimation ~~is~~ given by the Municipal Commissioner or any officer authorized by him, within 15 days of the receipt of such intimation to give connection, in form A annexed herewith.

8. If any occupier or owner of a House fails to give the connection of the drainage of his house to the Municipal drain or to contact his latrine to the underground drainage, as per requisition of the Municipal authorities, he shall be ~~liable to be convicted and punished before a magistrate to a fine extending to Rs.100/-~~ punishable with fine which may extend to Rs 100 in accordance with the bye laws.

9. If any house owner or occupier fails to ~~give~~ make the above connections after ~~on failure to give the connection and without prosecuting the person~~ proceeding further in accordance with the bye laws, the Municipal Commissioner shall get the connection given at the cost of the Municipality and recover the cost thereof from the respective house owner or occupier, as the case may be

10. No rubbish mentioned in Section 150 of the Mysore City Municipalities Act shall be deposited except in Municipal bins provided for the purpose in any place

11. Tiles, garden-sweepings, branches of trees and thatch and night-soil shall not be deposited in Municipal bins.

12. ~~Sullage, urine,~~ Sewage or any other liquid or other matter etc., mentioned in Section 151 of the ~~said Act~~ Mysore City Municipalities Act, 1933 shall not be discharged into any street or roadside gutters without the special permission in writing of the Municipal Commissioner.

13. Any person who commits a breach of any of the above Bye-laws shall, on conviction, be punishable with fine which may extend to Rs.20/-.

14. Every owner or occupier of any land, house or building within the Municipal limits shall provide ~~with~~ a portable

portable receptacle for collecting dirt, dust, filth of other offensive or injurious matter in or about his premises.

15. Every owner or occupier of any building or land within the Municipal limits shall employ proper means to remove within 24 hours the filth or other offensive matter mentioned in Section 152 of the Mysore City Municipalities Act and to cleanse and purify any receptacle kept for storing such filth, etc. He shall not also keep or allow to be kept in or upon such building or land any animal in such a way as to cause a nuisance.

16. No person shall dry any "bratties" or cow-dung cakes on the external walls of houses or yards or compound walls; and any one infringing this bye-law shall, on conviction before a Magistrate, be liable to a ~~penalty~~ fine not exceeding Rs.20/-.

17. Latrines - Any person easing himself either in the vicinity or outside or in any part of any public latrine other than in the trench made for the purpose shall be liable, on conviction before any Magistrate, to a penalty not exceeding half a rupee ~~for the first and one rupee for the second and two rupees for each succeeding offence~~.

18. Urinals - Any person of one sex who shall wilfully intrude into any public latrine set apart for the use of the opposite sex shall be liable, on conviction before any Magistrate, to a penalty of Rs.5/- ~~for the first and Rs.10/- for the second and each succeeding offence~~.

19. No person shall use a public urinal for other than the purpose for which it is provided. Any person infringing this bye-law by using the same urinal as a latrine or otherwise defiling it, shall be liable, on conviction before a Magistrate, to a fine of half a rupee ~~for the first and one rupee for the second and two rupees for each succeeding offence~~.

p.t.o.

20. Persons afflicted with a loathsome or infectious disease are prohibited from vending or exposing for sale any articles of food either in the markets or bazaars of the City, ~~under a penalty~~ and persons Contravening shall be liable on conviction before a Magistrate to a fine not exceeding one rupee for each offence.

21. Prohibiting milch kine and slaughter cattle being fed on stable litter etc :- The practice of feeding milch kine and cattle intended for slaughter on stable litter and other refuse mentioned in Section 163 of the Mysore City Municipalities Act is strictly prohibited and any person residing within Municipal limits who may transgress this bye-law will, on conviction before a Magistrate, subject himself to a fine of Rs.10/- for the first and Rs.20/- for each succeeding offence.

22. All persons holding houses or lands within the Municipal limits are required tokeep all drains and water channels in and about their premises free from obstruction, to remove all evident causes of malaria and everywhere to discontinue as a hedge, the use of prickly - pear, aloe and milk hedge and to destroy these latter where at present existing.

23. All persons, who, after due notice from the Municipal Commissioner has been given, fail to comply with the provision of this bye-law shall, on conviction before a Magistrate, subject themselves to a penalty not exceeding Rs.20/-.

"Copy"
Xxx

Approved by the Municipal Council Davangere at its ordinary General Meeting held on 20-5-48 vide resolution No 76

21/5/48

Municipal Commissioner,
Davangere City Municipality.

L 1853
25/8/48

To

The Municipal Commissioner
Devangere City Mlly
(Through the President)

Object :- Draft byelaws for Devangere City Mlly for regulating Conservancy and Sanitation

Sir, With reference to your letter no J&C 158/47-48 dated the 24th June 1948 submitting the above draft byelaws

with Conservancy and Sanitation in the Devang

Sir Sanction of Council
am directed to request
a draft of the Form referred
to in bye-law 7 may
be forwarded immediately,
as the same has not been
attached to the bye-laws in
question

I have the
honor

Sir
Your obedient servant
Andrew W Grant
Secy

Received 23-8-18 Rev Dept

Commissioner;

Form d

Form

No

DAVANGERE CITY MUNICIPALITY 156

No H.C 158/4748 MUNICIPAL OFFICES,
Encl 2 DAVANGERE.
Dated 28-8-48, 1948.

From

The Municipal Commissioner,
Davangere City Municipality
Davangere

GENERAL & REVENUE SECRETARIAT
31 AUG 1948
1754
MUNICIPAL BRANCH

To

The Secretary to Government,
Revenue Department,
Bangalore

3-18 Subject -Draft Byelaws for Regulating conservency and Sanitation

Sir,

With reference to your letter No L 1853 dated 25-8-48 on the above subject, I have the honour to submit herewith a draft "form" referred to in Byelaw No 7 for reference as desired

I have the honour to be,
Sir,
Your most obedient servant,

Forwarded with compliments

28/8/48
Municipal Commissioner,
Davangere City Municipality

President,
Davangere City Municipality

Form A

Office of the Municipal Commissioner,
Davangere City Municipality,
Davangere, dated

No

Notice

Name of owner
or occupier

Door No

Name of Street

Subject

28/8/48

Municipal Commissioner,
Dvg City Mlty

Form A

Office of the Municipal Commissioner,
Davangere City Municipality,
Davangere, dated

No

Notice

Sri owner or occupier of premises No street is hereby informed that an underground drain runs within a distance of feet from his premises He is hereby directed to convert his daily conservable latrine into a flush out one, through a licensed Contractor within 15 days of the receipt of this notice failing which action will be taken against him under Section 51 (1)(C) of the Mysore City Municipal Act of 1933

28/8/48

Municipal Commissioner,
Davangere City Municipality

G R S App F VI—G 2]

SUBJECT Draft bye laws of the Davangere City Municipality in connection with Conservancy and Sanitation

Diary No of letter replied to 1754

Section nil
File No 86-48
Serial No 26

General and Revenue Secretariat

( )
the *19*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 29-9-48 19

Read—

Signed by Sri Jagad

Correspondence ending with letter No H C 15 S/47-48 dated the 28th August 1948 from the Municipal Commissioner, Davangere City Municipality stating that draft bye laws were framed by the Municipality under Section 51 (1) (o) of the Mysore City Municipalities Act 1933, as amended from time to time, in connection with Conservancy and Sanitation in the Davangere

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

~~Order thereon.—No~~

by Municipal area that objections were called for by notification in the Gazette, Ele
on 21 st ult and that no objections have been received in response thereto, and that
he has finally resolved on 21.6.48
to obtain sanction of Govt to
the above byelaws and requesting
sanction of Govt thereto

order No GBOWL 3285 dated 27 - 8 - 48

The byelaws referred to above
are approved as amended and
appended to this order
2 Six printed copies of these byelaws
may be forwarded to Govt for reference
in due course

List of Enclosures

for Secretary to Govt -
Copied by
Examined by
Local Govt Dept
19 48
P 29 48

To
The Municipal Commissioner Tiruppur (through the Dist Collector)

WD 03696—GPB—30 000—2-2-49

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

READ

Correspondence ending with letter No H C 158/47-48 dated the 28th August 1948 from the Municipal Commissioner, Davangere City Municipality, stating that draft byelaws were framed by the Municipality under Section 51(1)(o) of the Mysore City Municipalities Act 1933, as amended from time to time, in connection with conservancy and sanitation in the Davangere City Municipal area, that objections were called for by notification in the Gazette, etc , on 21st May 1948 and that no objections have been received in response thereto and that the Municipal Council finally resolved on 21st June 1948 to obtain sanction of Government to the above byelaws and requesting sanction of Government thereto

ORDER NO L 3285/MA 86-48-26
Dated, Bangalore, the 27-9-48

The byelaws referred to above are approved as amended and appended to this order

2 Six copies of these (printed) byelaws may be forwarded to Government for reference and in due course

for Revenue Secretary to Government

To
Municipal Commissioner, Davangere City Municipality,
(Through the President)